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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 10, 2005

In re application of : Michael P. Kurtgis  
Serial No. : 10/619,096  
Filed : 07/14/2003  
Title : **METHOD FOR PROVIDING FALL PROTECTION  
FOR A LOAD IN AN ELEVATED ENVIRONMENT**  
Examiner : Shaw, Elizabeth Anne  
Art Unit : 3644  
Attorney Docket No. : 4001.017

**AMENDMENT AND RESPONSE TO  
OFFICE ACTION MAILED 10/08/2004**

Commissioner of Patents  
P.O. Box 1451  
Alexandria, VA 22313-1451

Dear Sir:

Applicant hereby responds to the Office Action dated October 8, 2004 as follows.

**REMARKS**

In the Office Action dated October 8, 2004, Claims 1 - 11 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 - 10 of U.S. Patent No. 6,604,712 (Kurtgis) in view of U.S. Patent No. 6,374,945 (Sherwood). In addition, the Examiner states that a newly executed oath or declaration must be filed in support of the Application.